

June 23 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

FILED

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STATE OF MONTANA

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(Attorneys for Appellant, Cheryl Calvert)

IN THE SUPREME COURT OF THE STATE OF MONTANA  
Supreme Court Cause No. \_\_\_\_\_

CHERYL CALVERT,

Appellant,

vs.

CAROLYN GEIGER, individually  
and as Personal Representative of the  
ESTATE OF EUNICE JEANETTE  
"JEAN" SKELTON,

Appellee.

NOTICE OF APPEAL

NOTICE is hereby given that Cheryl Calvert, the Appellant, who is the Plaintiff in that cause of action filed in the Fourteenth Judicial District, in and for the County of Musselshell, as Cause No. DV-05-11, hereby appeals to the Supreme Court of the State of Montana from the *Judgment* filed on May 26, 2010.

THE APPELLANTS FURTHER CERTIFY:

1. That this appeal is subject to the mediation process required by M.R.App.P. 7. If subject to mediation, the money judgment being sought is not less than \$5,000.

2. That this appeal is not an appeal from an order certified as final under M.R.Civ. P.54(b).


1           3.     That there is no challenge to the constitutionality of any act of the  
2 Montana Legislature.

3           4.     That all available transcripts of the proceedings in this case have been  
4 ordered from the court reporter contemporaneously with the filing of this notice of  
5 appeal.

6           5.     That included herewith is the filing fee prescribed by statute.

7     DATED this 22 day of June, 2010.

8                   MARRA, SEXE, EVENSON & BELL, P.C.  
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11                  Great Falls, MT 59403-1525

12           By   
13               Kirk D. Evenson  
14               Attorneys for Appellants


15                                   **CERTIFICATE OF MAILING**

16     I hereby certify that I have filed a true and accurate copy of the foregoing  
17 NOTICE OF APPEAL with the Clerk of the Montana Supreme Court; and that I  
18 have served true and accurate copies of the foregoing NOTICE OF APPEAL upon the  
19 Clerk of the District Court, each attorney of record, and each party not represented  
20 by an attorney in the above-referenced District Court as follows:

21     Court E. Ball  
22     Towe, Ball, Enright, Mackey  
23     & Sommerfeld, P.L.L.P.  
24     P.O. Box 30457  
25     Billings, MT 59107-0457

26     Hon. E. Wayne Phillips  
27     District Court Judge  
28     P.O. Box 1124  
   Lewistown, MT 59457

   Connie Mattfield  
   Clerk of District Court  
   Musselshell County  
   506 Main Street  
   Roundup, Montana 59072

  
   Donna Osterman